b)

## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA, et al., ex rel. : CHARLES STRUNCK, et al., : :

:

Plaintiffs,

: Civil Action No. 12-CV-0175

MALLINCKRODT ARD LLC.

(f/k/a Mallinckrodt ARD, Inc.;

v.

f/k/a Questcor Pharmaceuticals, Inc.),

**FILED** 

UNITED STATES OF AMERICA, et al., ex rel.

Defendant.

SCOTT CLARK,

JUL - 8 2019

KATE BARKMAN, Cierk By Dep. Cierk

Plaintiffs,

v.

: Civil Action No. 13-CV-1776

MALLINCKRODT ARD LLC.

(f/k/a Mallinckrodt ARD, Inc.;

f/k/a Questcor Pharmaceuticals, Inc.),

:

Defendant.

## ORDER

The Government's Motion to Consolidate is hereby Granted. IT IS ORDERED that,

1. The above-captioned cases are consolidated pursuant to Fed. R. Civ. P. 42(a)(2), with United States ex rel. Strunck v Mallinckrodt ARD LLC, Case No. 2:12-cv-0175, to be designated the lead case, and all future filings shall be submitted under that caption.

- This Order shall not affect the right of any Party to assert the application of 31 U.S.C. § 2. 3730(b)(5) or to seek a separate trial pursuant to Fed. R. Civ. P. 42(b).
- 3. Although Mallinckrodt plc was named as a defendant in one of the two actions being consolidated, it was not served and is not named as a defendant in the United States' Complaint in Intervention, which is now the only operative complaint in this action. Accordingly, upon the stipulation of the parties, Mallinckrodt plc is terminated from this action.

IT IS SO ORDERED,

This 3 day of July, 2019.

HONORABLE BERLE M. SCHILLER

Judge, United States District Court